



1A97 Rec'd PCT/PTO 03 MAR 2006

DOCKET NO. CRD5013USNP0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James A. Fleming III Confirmation No.: 6722

International Filing No.: PCT/US04/02673

International Filing Date: January 30, 2004

Serial No.: 10/540,778 Art Unit: Unknown

Filed : June 27, 2005 Examiner: Unknown

For : Filter Retrieval Catheter, And Methods

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450 on

February 28, 2006

(Date of Deposit)

Michael W. Montgomery

(Name of applicant, assignee, or Registered Representative)

(Signature)

03/08/2006 MKAYPAGH 00000038 100750 10540778

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February 28, 2006

(Date of Signature)

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Commissioner for Patents  
P.O. Box 1450  
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SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

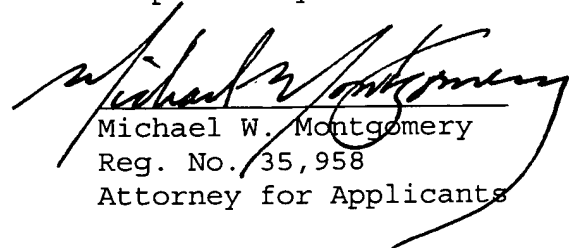
Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of James A. Fleming III entitled "Filter Retrieval Catheter, And Methods" attorney Docket No. CRD5013USNP0, to complete, pursuant to Rule 51, this application filed on June 27, 2005 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/CRD5013USNP0/MWM in the amount of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/CRD5013USNP0/MWM. This sheet is submitted in triplicate.

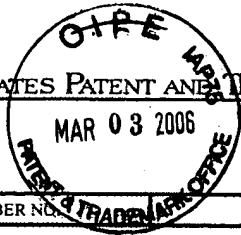
Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003  
(786) 313-2922  
February 28, 2006

Respectfully submitted,

  
Michael W. Montgomery  
Reg. No. 35,958  
Attorney for Applicants



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,778	James A Fleming III	CRD5013PCT0
INTERNATIONAL APPLICATION NO.		
PCT/US04/02673		
I.A. FILING DATE	PRIORITY DATE	
01/30/2004		

Philip S Johnson  
 Johnson & Johnson  
 One Johnson & Johnson Plaza  
 New Brunswick, NJ 08933-7003

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FEB 23 2006

J&amp;J PAT. DKT. SECTION

CONFIRMATION NO. 6722

371 FORMALITIES LETTER



\*OC000000018004606\*

Date Mailed: 02/14/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Copy of IPE Report filed on 06/27/2005
- Information Disclosure Statements filed on 06/27/2005
- Oath or Declaration filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,778	PCT/US04/02673	CRD5013PCT0

FORM PCT/DO/EO/905 (371 Formalities Notice)